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February 23, 2024

VIA ECF

United States District Court
Southern District of New York
Attn: Hon. Kenneth M. Karas, U.S.D.J.
300 Quarropas Street, Courtroom 521
White Plains, NY 10601-4150

Re: Huerta, et al. v. J.D. Workforce, Inc., et al.
Case No.: 7:23-cv-5382 (KMK) (AEK)

Dear Judge Karas:

This firm is substituting in as counsel to Defendants J.D. Workforce, Inc., Hamwattie Bissoon, and Steven Deane (collectively hereinafter the “Defendants”), and respectfully submits this letter to enclose a fully executed stipulation of substitution of counsel. The Defendants respectfully request that this Court “so Order” the stipulation.

In addition, Defendants write to seek an extension of time to submit their motion to dismiss. Pursuant to ¶ 1(C) of this Court’s Individual Rules of Practice (the “Individual Rules”), Defendants respectfully submit that:

(i) the original briefing schedule for Defendants’ motion to dismiss was February 23, 2024 for moving papers, March 29, 2024 for Plaintiffs’ opposition papers, and April 12, 2024 for Defendants’ reply papers;

(ii-iii) there have been no previous requests for an extension of this briefing schedule; and

(iv) Plaintiffs consent to the instant requested extension and have proposed the following briefing schedule, which is acceptable to Defendants – March 8, 2024 for moving papers, April 15, 2024 for Plaintiffs’ opposition papers, and April 29, 2024 for Defendants’ reply papers.

The reason for the request is because your undersigned needs additional time to secure the file from Milman Labuda Law Group PLLC, the Defendants’ predecessor counsel, and due to the travails of opening one’s own practice. Further, although this Court’s Individual Rules require that requests for an extension of time shall be made at least five (5) business days prior to the scheduled deadline, your undersigned was unable to do so until he received the enclosed executed stipulation of substitution of counsel, which was only received earlier today. Based on the foregoing, Defendants respectfully submit that there exists sufficient good cause and excusable neglect for this Court to exercise its discretion in favor of granting the requested extension of time. See Fed. R. Civ. P. 6(b)(1)(B).

Defendants thank this Court for its time and attention to this case.

Dated: Lake Success, New York
February 23, 2024

Respectfully submitted,

SAGE LEGAL LLC

/s/ Emanuel Kataev, Esq.

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